

104TH CONGRESS
1ST SESSION

H. R. 608

To amend the Public Health Service Act to revise the filing deadline for certain claims under the National Vaccine Injury Compensation Program.

IN THE HOUSE OF REPRESENTATIVES

JANUARY 20, 1995

Mr. MEEHAN (for himself and Mr. HILLIARD) introduced the following bill;
which was referred to the Committee on Commerce

A BILL

To amend the Public Health Service Act to revise the filing deadline for certain claims under the National Vaccine Injury Compensation Program.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Vaccine Injury
5 Compensation Reform Act”.

6 **SEC. 2. STATEMENT OF PURPOSE.**

7 The purpose of this Act is to prevent the unfair denial
8 of compensation under the National Vaccine Injury Com-
9 pensation Program to certain individuals who are diag-
10 nosed as having vaccine-related injuries more than 36

1 months after the first symptom, manifestation of onset,
2 or significant aggravation of such injuries.

3 **SEC. 3. REVISION OF FILING DEADLINE FOR CERTAIN**
4 **CLAIMS UNDER NATIONAL VACCINE INJURY**
5 **COMPENSATION PROGRAM.**

6 Section 2116(a)(2) of the Public Health Service Act
7 (42 U.S.C. 300aa-16(a)(2)) is amended by striking “no
8 petition” and all that follows and inserting the following:
9 “no petition may be filed for compensation under the Pro-
10 gram for such injury after the expiration of 36 months
11 after the date on which such injury is diagnosed, except
12 that, if such injury is first diagnosed before the date of
13 the enactment of the Vaccine Injury Compensation Re-
14 form Act, no petition may be filed for compensation under
15 the Program for such injury after the expiration of 36
16 months after the latest of—

17 “(A) the date on which such injury is diag-
18 nosed;

19 “(B) the date of the occurrence of the first
20 symptom or manifestation of onset or of the
21 significant aggravation of such injury; and

22 “(C) the date of the enactment of the Vac-
23 cine Injury Compensation Reform Act, if such
24 injury is first diagnosed after the expiration of

1 36 months after the date referred to in sub-
2 paragraph (B); and”.

